

8. APR. 2004 11:49

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NO. 544

1752
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Date April 8 '04
Edward Langer, Reg. No. 30,564

APR 08 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

In re Application of : Figov, Murray
Notice of Allowance : January 7, 2004 (CONFIRMATION NO. 6256)
Serial Number : 09/912,506
Filed : July 26, 2001
For : MULTI-PURPOSE MODULAR INFRA-RED
ABLATABLE GRAPHIC ARTS TOOL

Group Art Unit 1752
Examiner: Amanda C. Walke
Tel-Aviv, Israel
April 8, 2004

Commissioner of Patents and Trademarks
Washington D.C. 20231

(703) 872 9306

Dear Sir;

URGENT

PETITION TO AMEND AFTER NOTICE OF ALLOWANCE
PURSUANT TO 37 CFR 1.312

Pursuant to the Notice Of Allowance dated January 7, 2004, it is requested that the following corrections made to the claims of the application: (THE ISSUE FEE WAS ALREADY PAID ON MARCH 29, 2004)

In the claims:

Kindly add to the list of allowed claims 1-17, claim 25 as follows:

25. (previously submitted) The dual-function printing member as in claim 1 wherein said transparent substrate is fabricated of polyester.

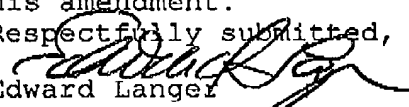
It is respectfully requested that this claim amendment be accepted so that claim 25 is published in the patent.

It is to be noted that this particular claim (25) was previously submitted and acknowledged by the Examiner in the Office Action of September 25, 2003 (attached and marked for convenience).

It is believed that no fee is due for this petition since this is clearly an error on the part of the Patent Office.

The undersigned requests that the Examiner contact him immediately if there are any questions regarding this amendment.

Respectfully submitted,


Edward Langer
Reg. No. 30,564

Correspondence Address:
Shiboleth, Yisraeli, Roberts, Zisman & Co
350 Fifth Ave., 60th floor,
New York, NY 10118



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/912,506	07/26/2001	Murray Figue	1331	6256

7390 09/13/2003

Edward Langer
c/o Landon & Stark Associates
One Crystal Park
2011 Crystal Drive, Suite 210
Arlington, VA 22202

EXAMINER

WALKS, AMANDA C

ART UNIT

PAPER NUMBER

DATE MAILED: 09/25/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

FTO-90C (Rev. 07-01)

Office Action Summary	Application No.	Applicant(s)	
	09/912,506	FIGOV, MURRAY	
	Examiner	Art Unit	
	Amanda C Walka	1762	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 135).
- Any reply received by the Office later than three months after the mailing date of the communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) ☒ Responsive to communication(s) filed on 30 July 2003.

2a) ☐ This action is FINAL. 2b) ☐ This action is non-final.

3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) ☒ Claim(s) 1-25 is/are pending in the application.

4a) Of the above claim(s) 13-24 is/are withdrawn from consideration.

5) ☐ Claim(s) _____ is/are allowed.

6) ☐ Claim(s) _____ is/are rejected.

7) ☐ Claim(s) _____ is/are objected to.

8) ☒ Claim(s) 1-25 are subject to restriction and/or election requirement.

Application Papers

9) ☐ The specification is objected to by the Examiner.

10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.

12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(e)).
* See the attached detailed Office action for a list of the certified copies not received.

14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) ☐ The translation of the foreign language provisional application has been received.

15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

1) <input type="checkbox"/> Notice of References Cited (PTO-892)	4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No.(s) _____
2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-946)	5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)
3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____	6) <input type="checkbox"/> Other: _____

U.S. Patent and Trademark Office
PTOL-326 (Rev. 04-01)

Office Action Summary

Part of Paper No. 7

Application/Control Number: 09/912,506
Art Unit: 1752

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Election/Restrictions

This office letter is in response to the response to the restriction and election of species requirements made in paper #4. Applicant elected Group I, claims 1-12, and submitted a preliminary amendment which added new claim 25 which is part of Group I.

1. Claims 13-17 are withdrawn from further consideration pursuant to 37 CFR 1.142(b), as being drawn to a nonelected method of producing a dual function printing member, there being no allowable generic or linking claim. Applicant timely traversed the restriction (election) requirement in Paper No. 6.
2. Claims 18-24 are withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to a nonelected graphic tool, there being no allowable generic or linking claim. Election was made without traverse in Paper No. 6.
3. The reply filed on 7/30/2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The applicant has not responded to the election of species requirement. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Application/Control Number: 09/912,506
Art Unit: 1752

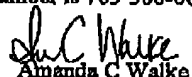
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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Amanda C Walke whose telephone number is 703-305-0407.

The examiner can normally be reached on M-R 5:30-4.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Janet Baxter can be reached on 703-308-2303. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0661.


Amanda C Walke
Examiner
Art Unit 1752

ACW
September 23, 2003